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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/646,579 12/27/00 EBRINGER

A 092620269448

EXAMINER

HM12/0628

DAVID H JAFFER
PILLSBURY MADISON & SUTRO
2550 HANOVER STREET
PALO ALTO CA 94304-1115

FIELDS, I	
ART UNIT	PAPER NUMBER

1645

DATE MAILED:

06/28/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Application/Control Number: 09/646,579

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Art Unit: 1645

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DEA/FCE-1994

SERIAL NUMBER FILING DATE FIRST NAMED APPLICANT
ATTORNEY DOCKET NO.

EXAMINER Iesha Fields

ART UNIT

PAPER NUMBER

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application
Commissioner of Patents

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 CFR 1.821 through 1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures.

Applicant is given ONE MONTH, or THIRTY DAYS, whichever is longer, from the mailing date of this letter within which to comply with the sequence rules, 37 CFR 1.821 - 1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 CFR 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). In no case may an applicant extend the period for reply beyond the SIX MONTH statutory period. Direct the reply to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the reply.

Iesha Fields


MARK NAVARRO
PRIMARY EXAMINER

June 26, 2001

Application No.: _____

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s)

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

For PatentIn software help, call (703) 308-6856

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR RESPONSE

**COMPACT DISC TRANSMITTAL FORM
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PCT ADMINISTRATIVE INSTRUCTIONS - PART 8**

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International Application Number

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Date of transmission back to applicant

Date of receipt in RO/US

CDs received

INTERNATIONAL APPLICATION DATA

Name of Applicant: EBRINGER Serial No. 09/646,579

Applicant's or Agent's File Reference Number: 09262-026-9448

Title of Invention: DIAGNOSIS OF SPONGIFORM OR DE-MYELINATING DISEASE

APPLICANT'S CONTACT INFORMATION

Name of Contact: DAVID H. JAFFER

Telephone Number: (650) 233-4510

Facsimile Number: (650) 233-4545

SEQUENCE LISTING FILE ON CD

Name of File (as per CD directory): N10335.ST25

Size of File (in bytes or kilobytes): 1KB

Date of File (as per CD directory): _____

STATEMENT

I hereby certify that the four copies of the Sequence Listing submitted herewith are identical.

Signature of Applicant, Agent, or Common Representative: 

Name of Person Signing: DAVID H. JAFFER/Agent of Record/Reg. No. 32,243

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ACKNOWLEDGEMENT OF RECEIPT OF FILES ON COMPACT DISC

The Sequence Listing file identified on this Compact Disc Transmittal Form was received by the RO/US and tested on a USPTO computer with the following results.

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COPY 2:	<input type="checkbox"/> READABLE	<input type="checkbox"/> UNREADABLE	<input type="checkbox"/> MISSING
COPY 3:	<input type="checkbox"/> READABLE	<input type="checkbox"/> UNREADABLE	<input type="checkbox"/> MISSING
CRF:	<input type="checkbox"/> READABLE	<input type="checkbox"/> UNREADABLE	<input type="checkbox"/> MISSING

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- ☐ The RO/US will produce the necessary replacement copies. Applicant must pay a service charge of \$ _____ within _____ month(s) from the transmission date of this Acknowledgement.